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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

: **Confirmation No. 2339**

Satoshi INAMI et al.

: Docket No. 2002_0022A

Corres. and Mail

BOX AF

Serial No. 10/046,172

: Group Art Unit 2165

Filed January 16, 2002

: Examiner Samuel G. Rimell

A COMMUNICATIONS SYSTEM FOR
RETRIEVING INSTRUCTION FILES FROM
A SERVER

: Mail Stop: AF

**RESPONSE UNDER 37. CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2165**

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Sir:

In view of the following remarks, reconsideration of the rejections set forth in the Office Action of January 24, 2005 is respectfully requested.

In response to a first Office Action dated April 2, 2004, the original claims were cancelled and replaced with new claims 15-34 in the Amendment filed July 2, 2004. In the outstanding final Office Action, the Examiner rejected all of the new claims as being anticipated by the Lenz reference (USP 6,029,196). In other words, the Examiner set forth the same grounds for rejection as initially set forth in the first Office Action. However, it appears that the Examiner is mis-applying the pending claims to the Lenz reference. Therefore, for the reasons discussed below, the Examiner's rejections are traversed, and it is respectfully submitted that claims 15-34 are clearly patentable over the prior art of record.

Independent claims 15, 21, 27, and 31 are presently pending in this application, and the following features are recited in each of the independent claims:

- (1) An instruction file is retrieved from a server by a communications terminal;
- (2) An application is executed according to instructions contained in the instruction file so as to *generate* data; and